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7 *Attorneys for The Bank of New York Mellon fka The Bank of New York, as Trustee for the*
8 *Certificateholders of CWALT, Inc., Alternative Loan Trust 2005-65CB Mortgage Pass-Through*
9 *Certificates, Series 2005-65CB*

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 THE BANK OF NEW YORK MELLON FKA
13 THE BANK OF NEW YORK, AS TRUSTEE
14 FOR THE CERTIFICATEHOLDERS OF
15 CWALT, INC., ALTERNATIVE LOAN TRUST
16 2005-65CB MORTGAGE PASS-THROUGH
17 CERTIFICATES, SERIES 2005-65CB,

18 Plaintiff,

19 vs.

20 SEVEN HILLS MASTER COMMUNITY
21 ASSOCIATION; SFR INVESTMENTS POOL 1,
22 LLC; ALESSI & KOENIG, LLC; DOE
23 INDIVIDUALS I-X, inclusive; and ROE
24 CORPORATIONS I-X, inclusive,

25 Defendants.

26 SFR INVESTMENTS POOL 1, LLC, a Nevada
27 limited liability company,

28 Counter/Cross Claimant,

vs.

THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK, AS TRUSTEE
FOR THE CERTIFICATEHOLDERS OF
CWALT, INC., ALTERNATIVE LOAN TRUST
2005-65CB MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2005-65CB; and
GABY KHAWAM, an individual,

Counter/Cross Defendants.

Case No.: 2:16-cv-01128-APG-NJK

ORDER TO RELEASE BOND

1 SFR Investments Pool 1, LLC demanded Bank of New York Mellon, formerly known as Bank
2 of New York, as Trustee for the Certificateholders of Cwalt, Inc., alternative Loan Trust 2005-65CB
3 Mortgage Pass-Through Certificates, Series 2005-65CB (**Bank of New York Mellon**) post a cost
4 bond pursuant to NRS 18.130(1) (ECF 12). A \$500 cash deposit was subsequently made by Akerman
5 LLP on behalf of Bank of New York Mellon (ECF 15). The purpose of the cost bond is to provide
6 "security for the costs and charges which may be awarded against [the] plaintiff..." NRS 18.130(1).
7 The court granted judgment in favor of Ditech (ECF 65). Since no costs may be awarded against
8 Bank of New York Mellon and this matter is now concluded, the court will refund the \$500 deposit
9 plus interest to Akerman, LLP.

10 IT IS SO ORDERED.

11 Dated: 3/5/2020

12 
13 UNITED STATES DISTRICT JUDGE

14 Submitted by:

15 **AKERMAN LLP**

16
17 /s/ Rex D. Garner

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25 *Attorneys for The Bank of New York*
26 *Mellon fka The Bank of New York, as*
27 *Trustee for the Certificateholders of*
28 *CWALT, Inc., Alternative Loan Trust*
2005-65CB Mortgage Pass-Through
Certificates, Series 2005-65CB